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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CONTEST PROMOTIONS, LLC, a
California limited liability company,

Plaintiff,

v.

CITY OF SAN FRANCISCO, a
municipal corporation; COUNTY OF
SAN FRANCISCO, a subdivision of the
State of California; CITY AND
COUNTY OF SAN FRANCISCO, a
chartered California city and county; and
DOES 1 through 10, inclusive,

Defendants.

CASE NO. CV 09-4434 SI

**STIPULATION RE CONTINUANCE
OF PRETRIAL AND TRIAL DATES
AND [PROPOSED] ORDER**

STIPULATION

1
2 1. Pursuant to Fed. R. Civ. Proc. 16 and the Local Rules of this
3 Court, plaintiff Contest Promotions, LLC and defendants City and County of San
4 Francisco (collectively, the "parties"), through their respective counsel of record,
5 respectfully submit the following stipulation requesting an extension of the pre-trial
6 and trial dates.

7 2. On February 4, 2010, the Court issued its Pretrial Preparation
8 Order, which set the pretrial dates in this matter (Dkt. # 23).

9 3. On October 5, 2010, the Court held a Case Management
10 Conference and continued certain of the pretrial dates in this matter. These new dates
11 are reflected in the Court's October 8, 2010 Civil Pretrial Minutes (Dkt. # 40).

12 4. The parties currently have several outstanding and incomplete
13 discovery items, including the depositions of their respective witnesses. The parties
14 will not be able to complete discovery or resolve their outstanding discovery disputes
15 before the January 19, 2011 fact discovery cut-off.

16 5. The parties now seek to continue all case management dates to
17 allow them additional time to complete discovery and further meet and confer
18 regarding outstanding discovery disputes. The parties must complete all discovery
19 before their deadline to file dispositive motions. Therefore, the parties also seek to
20 continue the dispositive motion deadlines. In addition, the parties seek to file and
21 have heard their dispositive motions before preparing for the pretrial conference and
22 trial. The parties therefore seek to also continue the pre-trial conference and trial
23 dates.

24 6. The parties agree that all case management dates should be
25 continued by approximately six weeks.

26 7. The parties agree to continue the current pretrial and trial dates
27 as set forth below and respectfully request that the Court adopt these revised dates:
28

CURRENT DATES:

Non-Expert Discovery Cut-Off: January 19, 2011
Designation of Experts: January 21, 2011
Designation of Rebuttal Experts: February 4, 2011
Expert Discovery Cut-Off: February 18, 2011
Dispositive Motions, Filed: March 4, 2011
Dispositive Motions, Oppositions: March 18, 2011
Dispositive Motions, Reply: March 25, 2011
Dispositive Motion Hearing Deadline: April 8, 2011 at 3:30 p.m.
Pretrial Conference: May 24, 2011 at 3:30 p.m.
Jury Trial: June 6, 2011 at 8:30 a.m.

PROPOSED NEW DATES:

Non-Expert Discovery Cut-Off: March 4, 2011
Designation of Experts: March 18, 2011
Designation of Rebuttal Experts: April 1, 2011
Expert Discovery Cut-Off: April 15, 2011
Dispositive Motions, Filed: May 20, 2011
Dispositive Motions, Oppositions: June 3, 2011
Dispositive Motions, Replies: June 10, 2011
Dispositive Motion Hearing Deadline: June 24, 2011 at 9:00 a.m.
Pretrial Conference: July 26, 2011 at 3:30 p.m.
Jury Trial: August 8, 2011 at 8:30 a.m.

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8. There is good cause to continue the pretrial and trial dates because it will allow the parties to complete discovery in an orderly fashion in advance of their deadline to file dispositive motions. In addition, there is good cause to continue the pretrial and trial dates because it will allow the parties more time to

work on their outstanding discovery and attempt to informally resolve their discovery disputes without seeking the Court's intervention.

IT IS SO STIPULATED.

DATED: December 28, 2010

JEFFER MANGELS BUTLER & MITCHELL
LLP
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MATTHEW D. HINKS
AMY LERNER HILL

By: /s/ Matthew D. Hinks
MATTHEW D. HINKS
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DATED: December 28, 2010

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By: /s/ Thomas S. Lakritz
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OF SAN FRANCISCO


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[PROPOSED] CASE MANAGEMENT ORDER

The parties' Stipulation re Continuance of Pretrial and Trial Dates is hereby adopted by the Court as the Case Management Order for the case and the parties are ordered to comply with this Order.

IT IS SO ORDERED:

Dated: _____

By:  _____
HONORABLE SUSAN ILLSTON
United States District Court Judge

ATTESTATION CLAUSE

I, Matthew Hinks, hereby attest in accordance with General Order No. 45.X that Thomas S. Lakrtiz, Counsel for Defendant City and County of San Francisco, has provided his concurrence with the electronic filing of the foregoing document entitled STIPULATION RE CONTINUANCE OF PRETRIAL AND TRIAL DATES AND [PROPOSED] ORDER.

DATED: December 28, 2010 By: /s/ Matthew D. Hinks
MATTHEW D. HINKS
Attorneys for Plaintiff
CONTEST PROMOTIONS, LLC.